



## North Carolina Department of Environment and Natural Resources

Dexter Matthews, Director

Division of Waste Management

Beverly Eaves Perdue, Governor  
Dee Freeman, Secretary

October 26, 2011

**CERTIFIED MAIL 7009 1680 0000 7514 8772**

**RETURN RECEIPT REQUESTED**

CT Corporation – Registered Agent  
Lake Norman Landfill, Inc.  
150 Fayetteville St., Box 1011  
Raleigh, NC 27601

SUBJECT:     **Warning Letter**  
                  Compliance Inspection Report  
                  Lake Norman C&D Landfill  
                  Permit No. 5504  
                  Lincoln County

Gentlemen,

On October 24, 2011 Bill Wagner, representing the State of North Carolina, Division of Waste Management Solid Waste Section ("Section"), inspected the above referenced facility for compliance with North Carolina Solid Waste Statutes and Rules. Jeffery Geiss – Site Manager was present and represented Lake Norman Landfill, Inc. during this inspection. Violations of the following rules were noted:

- A.     **15 NCAC 13B .0542(k)(2)** – *Adequate sediment control measures consisting of vegetative cover, materials, structures or devices must be utilized to prevent excessive on-site erosion of the C&DLF facility or unit.*
- B.     **15 NCAC 13B .0534(b)(2)** – *All C&DLF facilities and units must conform to the specific conditions set forth in the permit and the following general provisions.*

Based upon the foregoing, the activity observed during the October 24, 2011 audit and noted on the inspection report dated October 25, 2011, is a violation of **15 NCAC 13B .0542(k)(2)** and **15 NCAC 13B .0534(b)(2)(A)**. In order to achieve compliance with the rules noted above the facility shall complete the following corrective actions by November 16, 2011:

### "Corrective Actions"

- A.     In order to achieve compliance, with **15 NCAC 13B .0542(k)(2)** Lake Norman Landfill, Inc. must repair all rills and gullies in the cap and implement adequate sediment control measures consisting of vegetative cover, materials, structures or devices must be utilized to prevent excessive on-site erosion of the C&DLF facility or unit.

- B. In order to achieve compliance with **15 NCAC 13B .0534(b)(2)(A)** Lake Norman Landfill, Inc. must comply with Attachment 3, Part I, Item 3 of the Permit to Operate dated April 1, 2011 by installing permanent edge-of-waste markers to identify the waste footprint of the landfill.

Failure to comply with this schedule may subject the facility and/or all responsible parties to enforcement actions including penalties, injunction from operation of a solid waste management facility or a solid waste collection service and any such further relief as may be necessary to achieve compliance with the North Carolina Solid Waste Management Act and Rules. Pursuant to N.C.G.S. 130A-22(a) and 15A NCAC 13B .0701-.0707, an administrative penalty of up to \$15,000.00 per day may be assessed for each violation of the Solid of a Permit, or an Order issued under Article 9 of Chapter 130A of the N.C. General Statutes.

If you have any questions please contact me at (828) 296-4705 or e-mail [bill.wagner@ncdenr.gov](mailto:bill.wagner@ncdenr.gov).

Sincerely,



Bill Wagner  
Environmental Senior Specialist  
Solid Waste Section

ec: Mark Poindexter, Field Operations Branch Head – Solid Waste Section  
Jason Watkins, Western District Supervisor – Solid Waste Section  
Shawn McKee, Compliance Officer – Solid Waste Section  
Drew Isenhour, Republic Services ([isenhourd@repsrvnc.com](mailto:isenhourd@repsrvnc.com))  
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